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Attorney Docket No.: **60188-609**
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Kenichi KAWAGUCHI

Serial No.: 10/611,879

Filed: July 3, 2003

: Customer No.20277

: Confirmation No.: 4180

: Group Art Unit: 2135

: Examiner: APRIL YING SHAN

For: **SEMICONDUCTOR INTEGRATED CIRCUIT DEVICE, PROGRAM DELIVERY METHOD, AND PROGRAM DELIVERY SYSTEM**

ELECTION UNDER 35 U.S.C. § 121

Mail Stop Amendment
Hon. Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the restriction requirement set forth in the Office Action mailed October 12, 2006, having a shortened statutory period for response set to expire November 12, 2006, wherein the Examiner required restriction between the following Groups:

- | | | |
|----------|---|--|
| Group I | - | Claims 1-8, drawn to a semiconductor integrated circuit device; and |
| Group II | - | Claims 9-12, drawn to a method/system for delivering a program between a first device and a second device. |

Applicant elects Group I, claims 1-8, for initial prosecution on the merits. Applicant also reserves the right to file a Divisional Application for the non-elected claims which the Examiner has indicated are patentably distinct.

Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that Applicant has inadvertently overlooked the need for a petition for extension of time.

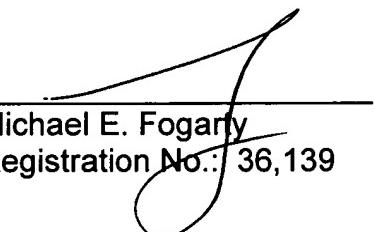
The Commissioner is hereby authorized to charge any additional fees associated with this communication or credit any overpayment to Deposit Account No. 50-0417. A duplicate copy of this Response is enclosed for accounting purposes.

Respectfully submitted,

McDERMOTT WILL & EMERY LLP

Date: 11/6/06

By:


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